

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application of:	DUTOIT et al.	Confirmation No.:	4856
Serial No.:	10/591,548	Art Unit:	TBA
Filed:	September 1, 2006	Examiner:	TBA
For:	BONE FIXATION MEANS	Attorney Docket No.:	8932-1312-999

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C.  
§ 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

**E-File**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

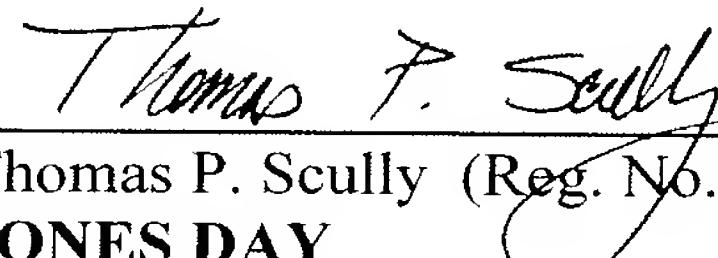
Sir:

In response to the Notification of Missing Requirements ("the Notification") dated May 22, 2007, in connection with the above-identified application, Applicants submit herewith: (1) a Declaration and Power of Attorney executed by the inventors Christof Dutoit and Christoph Fürst, and (2) a copy of The Notification of Missing Requirements.

In accordance with the Notification, the fee required for filing the Declaration For Non-Provisional Patent Application is estimated to be \$130.00. Please charge this fee and any additional fees required to comply with the Notification to Jones Day Deposit Account No. 50-3013. A duplicate of this sheet is enclosed for accounting purposes.

Respectfully submitted,

Date: June 26, 2007

  
\_\_\_\_\_  
Thomas P. Scully (Reg. No. 45,086)  
**JONES DAY**  
222 East 41<sup>st</sup> Street  
New York, NY 10017  
(212) 326-3939

Enclosures

NYI-4001966v1  
232200 - 999331



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

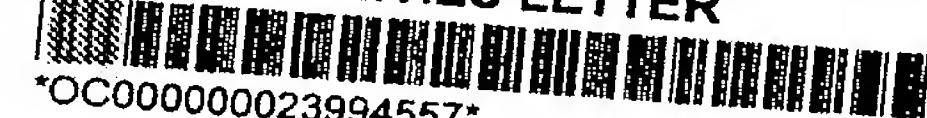
U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/591,548	Christof Dutoit	8932-1312-999
51832 JONES DAY 222 EAST 41ST STREET NEW YORK, NY 10017-6702		INTERNATIONAL APPLICATION NO. PCT/CH04/00119
		I.A. FILING DATE 03/03/2004
		PRIORITY DATE 03/03/2004

MAY 25 2007  
*Thomas J. Kelly*

*Oath/Decl/Fees due  
July 22, 2007.*

Date Mailed: 05/22/2007

CONFIRMATION NO. 4856  
**371 FORMALITIES LETTER**



\*OC000000023994557\*

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 09/01/2006
- English Translation of the IA filed on 09/01/2006
- Copy of the International Search Report filed on 09/01/2006
- Preliminary Amendments filed on 09/01/2006
- Information Disclosure Statements filed on 09/01/2006
- Oath or Declaration filed on 09/01/2006
- U.S. Basic National Fees filed on 09/01/2006
- Specification filed on 09/01/2006
- Claims filed on 09/01/2006
- Abstracts filed on 09/01/2006
- Drawings filed on 09/01/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5).

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at **1-866-217-9197** or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

TAMALA D HOLLAND

Telephone: (703) 308-9140 EXT 209

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/591,548	PCT/CH04/00119	8932-1312-999

FORM PCT/DO/EO/905 (371 Formalities Notice)